

BOARD OF SUPERVISORS

Brown County



305 E. WALNUT STREET

E-Mail: BrownCountyCountyBoard@co.brown.wi.us

P. O. BOX 23600

GREEN BAY, WISCONSIN 54305-3600

PHONE (920) 448-4015 FAX (920) 448-6221

"PUBLIC NOTICE OF MEETING"

Pursuant to Section 19.84 Wis. Stats., notice is hereby given to the public that the following meetings will be held

**THE WEEK OF
October 26-30, 2015**

MONDAY, OCTOBER 26, 2015

- | | | |
|----------|---|--|
| *8:30 am | Community Options Program Planning Committee | Board Room B, Sophie Beaumont Bldg.
111 N. Jefferson Street |
| *5:30 pm | Executive Committee – <i>Budget & Regular</i> | Room 200, Northern Building
305 E. Walnut Street |

TUESDAY, OCTOBER 27, 2015

(No Meetings)

WEDNESDAY, OCTOBER 28, 2015

- | | | |
|-----------|---|--|
| *10:00 am | Public Safety Communications Advisory Board | 2 nd Fl., Public Safety Communication Center
3028 Curry Lane |
| *3:30 pm | Green Bay/Brown Cty. Professional Football Stadium District | MVP Box 4039, Lambeau Field
1265 Lombardi Avenue |

THURSDAY, OCTOBER 29, 2015

(No Meetings)

FRIDAY, OCTOBER 30, 2015

(No Meetings)

Any person wishing to attend who, because of a disability, requires special accommodation, should contact the Brown County Human Resources Office at 448-4065 by 4:30 p.m. on the day before the meeting so that arrangements can be made.

COMMUNITY OPTIONS PROGRAM PLANNING COMMITTEE MEETING

Monday, October 26, 2015 – 8:30 a.m. - Sophie Beaumont Building - 111 North Jefferson Street,
Green Bay, Wisconsin – **Board Room B**

1. Meeting called to order
2. Roll call
3. Modification/approval of agenda
- * 4. Modification/approval of minutes of July 20, 2015
5. Updates
 - A. Family Care update
 - B. COP update
- * C. Committee's role update
6. Any other business authorized by law

* Indicates materials are included in packet mailing

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E-mail bc_county_board@co.brown.wi.us

EXECUTIVE COMMITTEE

Tom Lund, Chairman
Patrick Moynihan, Jr., Vice-Chairman
Steve Fewell, John Vander Leest, Patrick Evans
Bernie Erickson, Patrick Buckley

EXECUTIVE COMMITTEE
Monday, October 26, 2015
5:30 p.m.
Room 200, Northern Building
305 E. Walnut Street

**** Please Bring Budget Book ****
**** PLEASE NOTE DATE ****

- I. Call meeting to order.
- II. Approve/modify agenda.
- III. Approve/modify minutes of October 12, 2015.

Treasurer

1. ACTION - Review and approval or rejection of offers for tax deed properties:

Interested Municipality = Village of Hobart

Parcel HB-679-3 4229 N. Pine Tree Road Hobart Lot and Home

BUDGET REVIEW

Non-divisional Budgets

2. County Executive – Review of 2016 department budget.

Non-divisional Budgets

3. Board of Supervisors - Review of 2016 department budget.

Resolutions, Ordinances

4. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Airport).
5. Resolution Approving New or Deleted Positions during the 2016 Budget Process (County Clerk).
6. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Human Services – Community Programs).
7. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Human Services – Community Treatment Center).
8. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Public Safety Communications).
9. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Public Works).
10. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Sheriff's Department).
11. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Technology Services).

12. Resolution Approving New or Deleted Positions during the 2016 Budget Process (UW Extension).
13. Resolution Approving New or Deleted Positions during the 2016 Budget Process (Zoo and Park Management).
14. Resolution re: Establishing the Salaries of Certain Elective Officials.

NON-BUDGET REVIEW

Communications

15. Communication from Supervisor Erickson re: Starting in 2016, all new hires would not be eligible for the standard January (2017) all-inclusive raise or December bonus in 2017 until they have been employed by Brown County for 6 months and then raises or bonuses could be applied. *Referred from October County Board.*
16. Communication from Vice Chair Lund: Allow retired employees the opportunity to pay from their long-term sick pay fund insurance premiums paid to another source other than Brown County insurance coverage. *Referred from October County Board.*

Reports

17. County Executive Report.
18. Internal Auditor Report.
 - a) Board of Supervisors and Veterans' Recognition Subcommittee Budget Status Financial Report for September, 2015.
19. Human Resources Report.

Resolutions/Ordinances

20. Revised Ordinance to Amend the Grievance Procedure adding a just cause standard.
21. Ordinance to Create a Benefits Advisory Committee.

Other

22. Such other matters as authorized by law.
23. Adjourn.

Tom Lund, Chair

Notice is hereby given that action by the Committee may be taken on any of the items, which are described or listed in this agenda. The Committee at their discretion may suspend the rules to allow comments from the public during the meeting. Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.

PUBLIC SAFETY COMMUNICATIONS ADVISORY BOARD



Chief Eric Dunning – Ashwaubenon PubSaf
Chief Ron Towns – Denmark PD
Chief David Litton – Green Bay Metro FD
Chief Kurt Minten – Lawrence PD
Chief Tom Kajawa – UW-Green Bay PD

Sheriff John Gossage – BC Sheriff
Chief Dennis Rubin – DP Fire/Rescue
Chief Tom Molitor – Green Bay PD
Chief Rich VanBoxtel – Oneida PD
Chief Perry Kingsbury – Wrightstown PD

Director Tom Madigan – County Rescue
Chief Derek Beiderwieden – DePere PD
Chief Randy Bani – Hobart/Lawrence PD
Chief Mark Hendzel – Pulaski PD

MEETING NOTICE AND AGENDA

A meeting of the Brown County Public Safety Communications Advisory Board has been set for

Wednesday, October 28th, 2015 at 10:00 a.m.
Brown County PSC – 3028 Curry Lane, 2nd Floor

- I. Approval of the Agenda
- II. Approval of the Minutes from April 22, 2015
- III. Communications Center Update
- IV. Phone/CAD Upgrades
- V. Standardized Operating Procedures
- VI. Dispatch Users Group (DUG) Update
- VII. Roundtable
- VIII. Other Matters
- IX. Next Meeting: January 27, 2016 at 10:00 a.m. – PSC Training Room
- X. Adjourn

**GREEN BAY/BROWN COUNTY
PROFESSIONAL FOOTBALL STADIUM DISTRICT
AGENDA**

WEDNESDAY, OCTOBER 28, 2015

3:30 P.M.

1265 LOMBARDI AVENUE
LAMBEAU FIELD – MVP BOX 4039

1. Call the Meeting to Order
2. Roll Call
3. Pledge of Allegiance
4. Approve/Modify Agenda
5. Request for Approval of the Minutes – September 30, 2015
6. Communications:
 - A. September 28, 2015 Letter from the Neville Public Museum Foundation, Inc.
 - B. Southwest High School Auditorium
 - C. Green Bay Area Public Schools Artificial Turf
 - D. Late Communications (if any)
7. Sigma Presentation
8. Presentations for Funding Requests
 - A. Brown County and Village of Ashwaubenon – Feasibility Study for Brown County Veterans Memorial Arena/Shopko Hall
 - B. PMI – Tall Ships
 - C. CVB
 - USA Volleyball World League Match – 2017
 - Professional Women’s Bowling Association – The Players Championship – 2016
 - D. Friends of Colburn Park
 - Grant Application
 - Press Release
 - Original information packets provided at last Board meeting. Please bring with you.

Any person wishing to attend who, because of a disability, requires special accommodations should contact Diane Roskom at (920) 965-6997 so arrangements can be made.

**GREEN BAY/BROWN COUNTY
PROFESSIONAL FOOTBALL STADIUM DISTRICT
AGENDA**

WEDNESDAY, OCTOBER 28, 2015

Page 2

- At the option of the Board, convene into closed session pursuant to Section 19.85(1)(e) of the Wisconsin Statutes for purposes of deliberating or negotiating the purchasing of public properties, investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; to-wit, negotiation strategy regarding possible support of the above events/projects through District Special Events and Economic Development Fund.
 - Return to Open Session
 - Consideration of Action, If Any, Regarding Closed Session Discussion
9. September 2015 Financial Report
10. Director's Report
11. Employment/Consulting Services
- Convene into closed session pursuant to Section 19.85(1)(c) of the Wisconsin Statutes for purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility; to-wit: employment and consulting services.
 - Return to Open Session
 - Consideration of Action, If Any, Regarding Closed Session Discussion
12. Other Matters Authorized by Law (if any)
13. Motion to Adjourn

OCTOBER 2015

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				1	2	3
4	5	6	7 Public Safety 4:30pm @ Sheriff's Dept	8 Ed & Rec Reg&Budget 4:00pm Rm200	9	10
11 	12 Columbus Day Exec Cmte 5:30pm	13	14	15 Mental Health Treatment Cmte 4:00 pm	16	17
18 	19 Land Con/PD&T Reg & Budget 5:00pm UW-Ext	20 Human Services Reg & Budget 4:30 pm @ ASPIRO Veterans Recognition Subcmte - 4:30	21 Board of Supervisors 7:00 pm	22 Admin Cmte Reg & Budget 5:30pm Rm 200	23	24
25	26 Executive Cmte 5:30 pm Rm 200	27	28	29	30	31 

NOVEMBER 2015

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1 	2	3	4 Board of Sup Budget Mtg 9:00 am	5 *Tentative* Board of Sup 6:00pm	6	7
8 	9 Special Executive Cmte 5:30 pm	10	11 Public Safety 11:00 am (Tentative)	12 Ed & Rec 5:30 pm (Tentative)	13	14
15 	16	17 Veterans Recognition Subcmte 4:30 pm	18 Human Svc 5:30 pm	19 CJCB 8:00 AM Admin Cmte 5:30 pm (Tentative)	20	21
22 	23 Land Con 6:00pm PD&T 6:15 pm (Tentative)	24	25	26 Thanksgiving  County Board Office Closed	27 County Board Office Closed	28
29	30					

BROWN COUNTY COMMITTEE MINUTES

- Board of Health (August 25, 2015)
- Solid Waste Board (July 20 & September 21, 2015)

To obtain a copy of Committee minutes:

http://www.co.brown.wi.us/minutes_and_agendas/

OR

Contact the Brown County Board Office or the County Clerk's Department

PROCEEDINGS OF THE BOARD OF HEALTH MEETING
Tuesday, August 25, 2015
5:00 PM

Present: J.J. Tibbetts, MD, Audrey Murphy, Joe Van Deurzen, Harold Pfothhauer, Richard Schadewald, Karen Sanchez

Excused: Susan Paulus Smith

Staff Present: Chua Xiong, Rob Gollman, Ann Steinberger, Juliana Ruenzel, Patti Smeester (minutes recorder)

1. Call to Order, Welcome, and Introductions

Audrey called the meeting to order.

2. Approval / Modification of the Agenda

MOTION: To approve the agenda as presented.

Schadewald / Pfothhauer

MOTION CARRIED

3. Approval of Minutes of July 28, 2015

MOTION: To approve the minutes

Van Deurzen / Schadewald

Audrey indicated page 1, 1st paragraph "educated" should say "education". On Page 3 in 1st paragraph the word portable water should be potable water. Dr. Tibbetts indicated under "All other Business Authorized by Law", the second sentence should be changed from 27 people to 21 people.

MOTION: To approve the minutes as amended.

Pfothhauer / Schadewald

MOTION CARRIED

4. Open Session: Discussion and possible action regarding the Shirley Wind Turbines.

MOTION: To depart from the regular order of business.

Van Deurzen / Schadewald

Bill Meindl, 125 W. Mission Road, stated at the last two Board of Health meetings the Shirley Wind Power Project has been brought up under "All Other Business Authorized By Law". He continued that he has attended a lot of government meetings and he indicates that line item is very rarely utilized and to some degree is for emergencies only. He believes the Shirley Wind Project should be brought up when that item is being discussed on the agenda. His second concern is that he would like some assurance or clarification that when the Board of Health goes into closed session that there will be no communication with anyone outside of that session.

Audrey asked Juliana Ruenzel if she wanted to comment. Juliana was unaware of anyone communicating outside of that meeting and unless there is some kind of verification she cannot address it. Audrey indicated she was also unaware of this.

Pam Schauer, 6225 Highview Road, stated she has six turbines within 1 ½ miles of her house. She indicated she has problems sleeping during the evenings and has that documented and brought to the Board. She went on vacation August 10th through August 14th with her youngest son to Michigan for a total of 4 days and 3 nights. She was able to sleep 8 hours without any problem. She would

wake up at 6 am and had plenty of energy. When she came back from vacation the first night she slept 10 hours but she didn't wake up with interrupted sleep but from then on she had restless sleep that she had prior to the vacation. She wanted the Board to be aware that her son had increased energy when he was away from the wind turbines. He is twelve and experienced decreased energy as well when they got back.

5. **Closed Session: Notice is hereby given that the governmental body will adjourn into a closed session for discussion with legal counsel, possible action and the strategy to adopt regarding the Shirley Wind Turbines as it relates to the analysis of the supporting documents. Closed session is authorized pursuant to Wis. Stat§ 19.85 (1)(g), for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is likely to become involved.**

MOTION: To go into closed session at 5:10 PM.

Schadewald/Van Deurzen

Roll call vote: Ayes: Schadewald, Van Deurzen, Pfotenhauer, Tibbetts, Sanchez and Murphy

Nays: None

MOTION CARRIED.

6. **Reconvene into Open Session: Discussion and possible action regarding the Shirley Wind Turbines and the analysis of the supporting documents.**

Reconvene into open session at 6:08 PM.

MOTION: That a deadline date of September 30, 2015 be set for the submission of all documents to the Health Director concerning the Shirley Wind Project so that a decision can be made by the end of the year.

Schadewald/Van Deurzen

MOTION CARRIED.

Chua stated that based upon what she has read so far this is what I plan to do. Continue to read the documents that have been submitted to her and to start setting up meetings with various interested parties including the Brown County Citizens for Responsible Wind Energy or anyone she feels will assist her in this process. Her plans are to meet with a few of the residents with the Shirley Wind Project that have already been in contact with her to get their input. She will also be taking on a master prepared public health student to help her in this process and assist her in this work with the wind turbines. She plans to call and speak to some of the well renowned doctors who have submitted their testimonies as well.

7. **All Other Business Authorized by Law**

8. **Adjournment / Next Meeting Schedule**

MOTION: To adjourn meeting at 6:12 PM.

Van Deurzen / Pfotenhauer

MOTION CARRIED

UPCOMING MEETINGS:

October 13, 2015 5:00 PM

December 15, 2015 5:00 PM

At Brown County Health Department, 610 S. Broadway St., Green Bay, WI 54303

PORT & RESOURCE RECOVERY DEPARTMENT



2561 SOUTH BROADWAY
GREEN BAY, WI 54304

PHONE: (920) 492-4950 FAX: (920) 492-4957

DEAN R. HAEN

DIRECTOR

PROCEEDINGS OF THE BROWN COUNTY SOLID WASTE BOARD

A regular meeting was held on **Monday July 20th, 2015**
Brown County Resource Recovery Facility, 2561 S Broadway, Green Bay, WI

1) Call to Order:

The meeting was called to order by Solid Waste Board Chair John Katers at 2:30 pm.

2) Roll Call:

Present:

John Katers, Chair
Mark Vanden Busch, Vice-Chair
Lisa Bauer-Lotto
Dave Landwehr
Bud Harris
Norb Dantine
Mike Van Lanen
Bill Seleen

Also Present:

Dean Haen, Brown County
Chad Doverspike, Brown County
Mark Walter, Brown County
Chris Blan, Brown County

3) Approval/Modification – Meeting Agenda

A motion to approve the meeting agenda was made by Norb Dantine and seconded by Mark Vanden Busch. Unanimously approved.

4) Approval/Modification – Meeting Minutes of May 18th, 2015

A motion to approve the meeting minutes of May 18th, 2015 was made by Norb Dantine and seconded by Mark Vanden Busch. Unanimously approved.

5) Announcements/Communication

Mr. Haen mentioned that Ken Pabich has resigned from the Solid Waste Board; he has accepted a position in Sturgeon Bay. This will mean that his position as an urban non-Green Bay member of the Solid Waste Board will need to be filled on the Solid Waste Board.

Mr. Haen also added that Bill Seleen was appointed to the Solid Waste Board in May.

Bill Seleen introduced himself to the Board. He stated that he runs the Habitat for Humanity Restore. He explained that he used to work for the NEW Curative and has a lifelong interest in this topic.

6) 2016 Budget – Request for Approval

The Department's budget is made up by the staff and presented to the Solid Waste Board. The budget is first approved by the Solid Waste Board. On August 6th staff will be meeting with the Finance Department. On August 13th Mr. Haen will meet with the County Executive. In October PD&T will review the budget for approval and in November the budget will be brought before the County Board for approval. Along the way changes may be made at any step of the process. Mr. Haen explained that he will bring forward any 2016 Budget updates/changes to the Solid Waste Board at each meeting to make them aware of any changes that are made.

On the Resource Recovery side there are six cost centers; Transfer Station, Gas-to-Energy, Household Hazardous Waste, Recycling, Closure and General.

Mr. Doverspike was primarily responsible for putting together the transfer station cost center of the budget. There are very few changes on the revenue side. The Department did a better job of capturing all of the tons brought to the transfer station. There was a 9% increase in revenue from fees due to a better recognition of all of the waste streams, more tons result in more revenue. Under land rents, the money from farm land that is rented out goes into the general fund for other County uses. Miscellaneous charges, when the BOW landfill is audited there is sometimes disbursement of extra revenue.

On the expense side not much is changing. Under repairs and maintenance for grounds, \$30,000 is budgeted for 2016 a decrease from 2015 due to the shingle pad and reconstruction of the off-loading area. The Department is projected to spend \$62,000 on grounds in 2015. Another item under Intra-County Highway is building the shingle pad, which will affect the 2015 budget. Under contracted services; if the Department is expecting more tons there will have to be more hauling which will result in additional cost of hauling. Under Outagamie Landfill a \$0.50 tipping fee was included. Outagamie Co. is not indicating an increase in their tipping fee; however, in the near future Mr. Haen expects them to increase it, as BOW is looking at the rate structure in the three counties and changes are necessary. The Department wants to be prepared for that and instead of having a large increase when Outagamie increases theirs, a small \$0.50/ton increase is being recognized in as part of the budget. Mr. Katers asked about the rate stabilization account that would give the Department the capability of going up to a \$1,000,000 as a reserve fund to help offset future increases. Mr. Haen explained that the rate stabilization fund currently has \$507,000 in it. At the end of the year when there is excess revenue this is normally the landing spot for it. The rate stabilization fund can be used at the discretion of the Solid Waste Board, but is intended to be used when the South Landfill starts.

When the Gas-to-Energy system was built, money was borrowed from Phased Construction and the plan has been to pay it back in full. Mr. Haen explained that up until this year, 2015, there has been enough money made from Gas-to-Energy to pay back Phased Construction. This year the 12 month estimate for revenue is \$330,000 and expenses of \$864,000. The Department will be able to re-pay Phased Construction only what they are able to and run the Gas-to-Energy into 2016 until revenue cannot cover expenses. The Department may no longer be able to make payments to itself. Mr. Kater's asked to confirm that \$144,000 was included for repairs and maintenance. Mr. Haen confirmed that yes; there is \$144,000 for routine repairs and

maintenance of the engines. Depending on if the engines are kept running will determine if the repairs are made. Supervisor Dantine asked about selling the equipment once it is turned off. When the time comes to turn on the engines, the Board will decide the future of the engines.

The Household Hazardous Waste cost center has some changes in revenue. A new agreement with NEW Water will result in an increase in revenue based on the agreed upon terms. Last year, agreements for the Out-of-County Collection was renegotiated also resulting in increased revenue. There are many small dollar amounts that have changed in HHW. The purpose of HHW is to remove hazardous material and universal waste from the waste stream so they do not end up in the landfill or down the drain. In 2016, the Department will begin charging for universal wastes to cover disposal rates. Revenue will increase from \$386,000 to \$412,000.

Under past budgets, HHW was paid for by the landfill's revenue and more recently, HHW has been paid for by recycling revenue. With recycling markets being down this is not possible. The goal is to be able to have HHW stand on its own. With the increase in revenue, the Department hopes this will help.

Mr. Katers pointed out that pounds have been decreasing since 2011. He asked if this has resulted in a change to staffing. Mr. Haen stated that this has been a topic among staff for quite some time now. He did mention though that since the new DNR standards have been set materials have to be safely in containers within a 24 hour period. This takes time and people. HHW staff is also sent to the transfer station and landfills, as well HHW staff operate the front-end loader and maintain the recycling transfer station. He added that staffing is regularly evaluated and compared to changes in pounds. Mr. Haen added that when HHW was at its highest in pounds was because we were the only places to bring electronics. Since then many other electronic recyclers have opened. Charging for latex paint has also resulted in less pounds. VSQGs and Out-of-County collections offset costs to Brown County residents. In order to make processing time at the cash register go faster, rates for universal waste will change to \$0.25 per pound. Items that are hazardous will remain at \$0 for residents.

The Department expected Recycling revenue to be \$1.5 million in charges and fees. To date only \$41,000 has been received and only \$400,000 is expected to be received by the end of the year from the sale of recyclables. This is over a million dollar decrease in what was estimated and this is directly attributed to the sale of commodities. The Tri-County MRF had been selling commodities at \$100 a ton and it is down to \$78 a ton. In 2016 revenue is budgeted for \$1,000,000. It is anticipated that the markets may get slightly worse. Because of such low market rates charges will be implemented to the communities. In the past couple of years communities have been paid for the recycling that they brought because the markets were strong. Prior to 2009 the Department had been charging. Mr. Haen explained that even with the charges it is still less expensive to send this material for recycling than it is to send it to the landfill. In addition, recycling is state law and still the right thing to do with the resource. The charge this coming year is budgeted at \$15 - \$20 per ton. Mr. Van Lanen asked if the Department projected how much tonnage each municipality has each year to help them do their budget for the next year. Mr. Walter stated that he prepares a report every year for each municipality that notes how many tons of recyclables they bring to the recycling transfer station and that the tonnage doesn't change much from year to year.

Under expenses in the recycling cost center there is a \$10,000 increase in repairs and maintenance. This more closely reflects the average amount of repairs of the front end loader. Other significant changes include the use of Wolf Fueling which has driven fuel costs down. The

Department no longer has to spend time and labor having someone fuel up. Contracted Services MRF cost decrease from \$300,000 to \$217,000 because of the building expansion and compactor that will be installed meaning that there will be lower hauling costs.

Mr. Haen explained that closure cost center is for taking care of the east and west landfills. The only revenue that this cost center has is interest on money put away. There are no significant changes in expenses.

This general office cost center captures all other activities within the department. A sewer line was run up to the landfill in Ledgeview and annually results in about \$30,000 in revenue. Intra-fund Transfer In is money from the Port for overhead cost for the building and utilities. Under the general office expenses is where all employee salaries are listed along with fringe benefits, general office expenses, repairs and maintenance, travel and training, utilities, and etc. In addition, Mr. Haen added \$100,000 contingency cost should damages be owed to Fox River Fiber even though our legal counsel has denied the claim.

This year the Department will use up some of the cash reserves that have been put away.

Mr. Haen explained several rates and fees that will change throughout the Department.

A motion to approve the 2016 Budget was made by John Katers and seconded by Lisa Bauer-Lotto. Unanimously approved.

7) Second Quarter Budget Status Report – Request for Approval

Mr. Haen explained that any of the year-to-date percentages should be around 40-60% since this report is 6 months into the year. Finance is requiring the Department to record interest as fair market value. This does not give an accurate representation of what money is there. Norb Dantine noted that this item does not require approval by PD&T and made a motion to receive the report and place on file.

A motion to receive the Second Quarter Budget Status Report and place on file was made by Norb Dantine and seconded by John Katers. Unanimously approved.

8) Recycling Commodity Markets – Update

Mr. Walter explained that this was sent to municipalities about how prices are set and what the BOW composite pricing has been for the past five years. He stated that in the composite market there has been no specific trend recently. Mrs. Bauer-Lotto asked what material makes up the majority of the weight. Mr. Walter stated that newspaper is the highest and OCC is the third. He added that glass is the second heaviest material that is brought through recycling and that is a material that is not clean enough to be sold. The last time it was moved the MRF had to pay \$10 a ton to get rid of it. It is less expensive to use it at the landfill in whatever way possible.

9) HHW Collection Program Analysis – Update

Mr. Blan explained that one of the goals with the budget is to lower HHW costs. He suggested that a comparison should be made between the Resource Recovery's HHW program and other HHW programs within the state to compare what efficiencies can be made, contracted costs and if there are more favorable rates. Mr. Blan stated that he petitioned AROW to see if they would reinstate the Hazardous and Special Waste Committee. Mr. Blan was made the Chair of this committee. The comparison of the HHW programs within the state resulted in Brown County's

HHW program outperforming the others. Mrs. Bauer-Lotto stated that she might be able to get 5-gallon open top buckets for free. MR. Blan noted that they would have to be UN approved for HHW to use them.

10) Fox River Fiber – Update

Kewaunee County uses dirt for their Alternative Daily Cover (ADC) at their landfill. It was proposed that the paper mill sludge from Fox River Fiber could be used for Kewaunee County's ADC. An amendment to the sludge disposal agreement and a memorandum of agreement have been drafted and are being negotiated with both Fox River Fiber and Kewaunee County for 5,000 tons of material a year at the same rate and conditions as Brown County.

11) Compactor and Building Expansion – Update

Mr. Doverspike explained that the compactor and building expansion is about 2-3 weeks behind schedule. However, everything is going well. The roof hatch has been installed, the concrete pit has been filled where the conveyor used to be, a small door will be installed soon for residents to drop off recycling eliminating staff time spent emptying the orange bins. There has been a lot of progress in the past 2 weeks. The compactor will be installed by mid-August and by the end of August everything will be ready.

12) Director's Report – Update

Mr. Haen informed the board that the shingle pad has been installed and the DNR has given plan modification approval. He also informed the board that he took the Resource Recovery Park Master Plan to the Town of Holland's board meeting. He stated that the Town Board was interested in the Resource Recovery Park aspect and how it could create jobs. They also wanted to know if they could get paid on anything that goes through the Resource Recovery Park as well as what goes through the landfill. The Town Board mentioned that they might want to open the agreement back up to make some changes, Mr. Haen stated that the County might want to do the same. The only way changes will happen if it is good for both parties.

13) Such other Matters as Authorized by Law

There were no other matters as authorized by law.

14) Adjourn

A motion to adjourn was made by Norb Dantine and seconded by Dave Landwehr.
Unanimously approved. Meeting adjourned at 4:02 p.m.

PORT & RESOURCE RECOVERY DEPARTMENT

Brown County

2561 SOUTH BROADWAY
GREEN BAY, WI 54304

PHONE: (920) 492-4950 FAX: (920) 492-4957

DEAN R. HAEN

DIRECTOR

PROCEEDINGS OF THE BROWN COUNTY SOLID WASTE BOARD

A regular meeting was held on **Monday September 21st, 2015**
Brown County Resource Recovery Facility, 2561 S Broadway, Green Bay, WI

1) Call to Order:

The meeting was called to order by Solid Waste Board Chair John Katers at 2:35 pm.

2) Roll Call:

Present: John Katers, Chair
Mark Vanden Busch, Vice-Chair
Ryan Holzem
Norb Dantinne

Excused: Bud Harris
Lisa Bauer-Lotto
Mike Van Lanen

Not Excused: Dave Landwehr
Bill Seleen

Also Present: Dean Haen, Brown County
Chad Doverspike, Brown County
Mark Walter, Brown County
Al Lubberda, City of DePere

3) Approval/Modification – *Meeting Agenda*

No approvals could be made due to a quorum not being met.

4) Approval/Modification – *Meeting Minutes of July 20th, 2015*

No approvals could be made due to a quorum not being met.

5) Announcements/Communication

Mr. Ryan Holzem has been appointed as a new Solid Waste Board member. Ryan is a faculty member at UW – Green Bay in the Environmental Engineering Technology Program. Ryan explained his widespread background including getting a PhD from Duke University in Environmental Engineering and has worked extensively in bio solids.

6) Compactor and Building Expansion – Update

Mr. Doverspike explained that the compactor will begin work on September 29, 2015. The new compactor will save about \$100,000 each year. The machine will pay for itself in about 5 years. This will allow for a much cleaner transition when traveling to Outagamie County because of the enclosed trailer. The compactor will also be a benefit because it will decrease per ton cost, it will cause less wind-blown trash around the MRF and it will also increase customer service by decreasing drop off wait times by allowing both doors to be used for customer drop off at peak times.

In addition to the installation of the compactor other changes include installation of a residential recycling drop off door for excess recycling that will allow residents to drop off recycling right in the building without entering it. This will save employees time by not having to empty the recycling bins multiple times per day. A roof hatch was also installed in the building; it will now be much safer when people need to go up on the roof.

Mr. Doverspike explained that the project will be about 5% over what was originally approved in the budget. There was about \$15,000 worth of work done to remove and replace the soil because of the sugar beet factory that was at this location before the MRF.

7) Fox River Fiber (FRF) – Update

- a. Progress with FRF Amendment #3 and Kewaunee County Memorandum of Understanding
- b. Letter from Outagamie County Executive
- c. Response from Brown County to Outagamie County Regarding the September 2014 Draft Analysis of Alternative Daily Cover Options for Outagamie County landfill Serving Brown-Outagamie-Winnebago Counties

Mr. Haen began by providing a status update for FRF Amendment #3 with Kewaunee County memorandum of understanding (Item 7a). The amendment is to reduce the FRF sludge tonnage from 70,000 tons to 50,000 tons to be in compliance with the DNR's 12.5% alternative daily cover (ADC) to municipal solid waste. The process of this amendment started in January. After a conversation between the County Executive, Troy Streckenbach, and Kewaunee County's Administrator it was determined that Kewaunee County could use a portion of the paper mill sludge as ADC for their landfill helping FRF find additional disposal options. The Kewaunee County option was a catalyst for FRF to work towards an amendment and possibly no longer consider the FRF notice of claim for which Brown County has disallowed. On Wednesday September 23rd a meeting with Brown and Kewaunee County's Corporation Counsels along with FRF's Counsel will take place to take care of all the details of the amendment.

Mr. Holzem asked if Kewaunee County's landfill follows the timeline for the Brown County and Fox River Fiber contract. Mr. Haen explained that MOU with Brown County, Kewaunee County and FRF is for the remaining life of Kewaunee County's landfill which is three years.

Mr. Vanden Busch asked if there are any terms that Fox River Fiber might agree to for Brown County to have termination options. Mr. Haen explained that he does not believe FRF is interested under the existing agreement to allow County termination clauses to be added.

Mr. Haen informed the Board of the letter received from Outagamie County (Item 7b). Outagamie County's Solid Waste Department has had a new director for the last year and a half. He has experience working with landfills in California and believes that the Alternative Daily

Cover (ADC) that Fox River Fiber (FRF) supplies BOW is financially detrimental and may have negative environmental effects. The BOW contract implies the host County gets to determine how to operate the landfill. Their director is moving towards using a spray-on ADC at the Outagamie Landfill. Operationally, Outagamie is subjectively choosing to not use the FRF paper mill sludge as ADC and have been piling it up, which from Brown County's perspective is not operationally sound and not incorporating the sludge in with MSW is creating a monolithic fill area that may create leachate or gas problems. Since Outagamie County is not using the sludge as ADC, Outagamie is threatening to charge Brown County full fee to accept that material as general waste. Right now the paper mill sludge is being accepted at \$2.50/ton based on the contract terms. This may be a million and a half dollar annual increase in operating costs. Outagamie County is proposing to charge one of its partners. The content of the Outagamie County letter is referencing a draft report (item 7c), in which the draft appears to justify the spray-on ADC. The report was never finalized by BOW Directors because an agreement could not be made on the findings. Included in the agenda packet is Brown County's formal respond the draft report. For many reasons as stated in the letter, Brown County believes the draft report is flawed and inaccurate.

Years ago the three BOW Directors from Brown, Outagamie and Winnebago County worked together to figure out that the best solution for ADC was to have Brown County contract for FRF's paper mill sludge. There is proof that all three directors at the time had knowledge of the contract that Brown County signed with FRF. In hindsight, the contract should have been signed by all counties. All three counties have benefited from the ADC and as recently as 2012, the former Outagamie County director wanted 50-65,000 tons of FRF sludge for ADC. The current Outagamie County Director now has different opinion that is the source of this problem. The environmental impacts of paper mill sludge are unproven. All three counties have landfills with significant quantities of this type of ADC with no proven negative impacts. The financial impacts of ADC are clearly different between Brown and Outagamie County. Outagamie County also claims that the long term use of paper mill sludge is more expensive and that the spray on coverage will be more cost effective. Mr. Haen argues that Outagamie County has not taken into consideration the cost of product, machinery, manpower, and time. As well, the use of the spray on coverage will allow the landfill to be used for 6 extra months. This comes with 6 extra months of overall cost of operating facilities which is roughly \$6 million. In fact, Brown County believes using FRF ADC will actually save the BOW landfill more than \$3.0M over the life of the landfill.

Mr. Haen explained that because of the importance of the situation the Department has hired Michael, Best and Friedrich (MBF) to do legal work on this situation. MBF is sending out a letter on September 22 stating that by Outagamie County refusing to use FRF sludge as ADC it is forcing Brown County into a breach of contract with FRF and the BOW agreement. In the BOW agreement it states that the three directors are to resolve operational issues and if unable to work it out then the situation will be placed in dispute resolution conditions of the agreement. In regards to MBF working for Brown County they have not given us a budget yet, the Department has to strategize on what the extent of their assistance will actually be based on Outagamie County response to correspondence.

Mr. Katers suggested that an outside consulting firm could be hired in order to figure out exact costs of ADC. Mr. Haen agreed that fully understanding the cost of ADC needs to be done first, so all parties understand the costs and benefits. Nevertheless, Outagamie County needs to recognize the contracts that are in place. Mr. Katers added that it would be good to have an engineering company substantiate any detriments that are caused by paper mill sludge ADC.

Mr. Haen explained to the Board the points he made in his letter to Outagamie County. In summary, the basis for their evidence is flawed. He also added in the letter how the contract with Fox River Fiber came to be and why they are causing the Department to be in breach of contract.

Mr. Haen added that they are looking to Outagamie County and asking why they are deliberately working against the relationship that Brown, Outagamie and Winnebago County have set in place and the long-standing intergovernmental relationship. Winnebago County Solid Waste Director and Executive support Brown County in this situation.

Mr. Vanden Busch asked what Outagamie County is doing with the paper mill sludge? Mr. Haen explained that it is being pushed aside into a large pile. Mr. Doverspike added that they are doing this because of their operational decision to use a purchased ADC spray-on product. Mr. Dantine asked if there is anywhere else the paper mill sludge could be used to help to Department get rid of it. Mr. Haen explained that FRF has a hierarchy of their disposal options that include animal bedding first, Encap, followed by Brown County and then disposal with Waste Management. If it is beneficially reused, the state fees are waived. The last disposal option is with Waste Management as regular garbage.

8) Director's Report – Update

Mr. Haen stated that in regards to the budget there is one change that the Department would like to make. It was proposed that the dirty shingle rate be increased for 2016 to \$35/ton to give people more of an incentive to bring clean shingles. However, with the competition across the street it would be wise to keep this cost the same as the 2015 cost at \$30/ton. An additional change is that the statement of funds have been finalized by the Finance Department since the draft was presented as part of the July budget discussion. The areas highlighted in red under capital items and operating cash have been finalized.

Mr. Doverspike explained that Brown County put together a C&D RFQ for the three counties. Between the three counties there is about 30,000 tons of construction and demolition waste. This RFQ will allow anyone to bid on it.

Mr. Walter added that on September 25th there will be a meeting to determine the permitting to have a seasonal DNR facility with BOW. The director with Outagamie County has experience with running a three season DNR facility in California.

Mr. Katers had a question regarding the time left on Kewaunee County's landfill. He asked that if they only have three years left on their landfill would they potentially be a customer that would come to our landfill with their waste. Mr. Haen and Mr. Doverspike explained that Kewaunee County seems like they do not want to expand their landfill. There might be a possibility to contact their customer list and reach out to them directly with offers to do business. It might also be possible for them to build a transfer station and have their waste transported directly to Outagamie County with BOW.

9) Such other Matters as Authorized by Law – Update

There are no other matters as authorized by law.

Meeting ended at 3:25